

## Official Proceedings

October 3, 2017  
8:00 am

Chairman Elkin called the meeting of the Stark County Board of Commissioners to order.  
Commissioner Kuntz absent.

### Agenda

Chairman Elkin asked for any additions or deletions to the agenda. Tax Legal Cases was added to discussion.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To approve the agenda as presented with the additions.

**DISPOSITION:** Motion carried

### Minutes

The minutes of the September 19, 2017 Board of County Commissioners meeting were presented.

**MOTION BY:** Commissioner Franchuk      **SECOND BY:** Commissioner Hoff

To approve the minutes of the September 19, 2017 Board of County Commission minutes as presented.

**DISPOSITION:** Motion carried

### Accounts Payable

An explanation on the Penguin Management Software was given.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To approve the accounts payable with the supplement as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**General:** \$866,509.25;

**10 Mil:** \$149,408.12;

**County Road:** \$752,697.07;

**Highway Tax Distribution:** \$158,990.20;

**Social Welfare:** \$366,585.34;

**Capital Improvement:** \$338,746.63;

**County Jail:** \$93,751.55;

**VSO Fund:** \$10,776.50;

**County Agent:** \$23,651.68;

**Weed Control:** \$24,040.89;

**9-1-1:** \$33,475.36;

**Traf Safety PHSPID:** \$990.81;

**Misc Grants:** \$402.20;

**Security Reimb:** \$136.90;

**SW Victim Witness Program:** \$7,741.62;

**Preservation:** \$2,010.14;

**State Reimbursements:** \$526.26;

**Siren Contingency:** \$295.00;

**24/7 Fund:** \$8,905.61;

**Other Reimbursements:** \$9,852.06;

**BCI-Asset Forfeiture:** \$7,073.13;

**Judgment Execution:** \$20,626.94;

**BCI-Task Force:** \$10,265.75;

**Jag Grant:** \$3,750.00;

**911 Equipment:** \$2,590.33;

**Sheriff Oestreich**

Sheriff Oestreich provided his monthly report which included the following:

- 172 criminal papers were received and 151 were served;
- The arrest tally included 10 accidents, 104 stops, 40 citations, and 16 warnings;
- The Sheriff Sales and foreclosures received 6 executions, 2 Sheriff Sales, and revenue of \$1,298;
- 119 civil papers were received and 96 were served;
- Transports included 1 for another county, 17 criminal, 13 daily court, 13 mental health, and 3 juveniles;
- The truck reg. program had a total of \$0.00 in fines and \$24,964.54 in permits;
- The 24/7 program had a total of \$2,378 in revenue.

In addition the Sheriff's Department has a deputy assigned to the Narcotics Task Force and will be providing a quarterly report.

- 18 cases opened this quarter;
- 8 cases this quarter being the primary agent/1 case still working from 2<sup>nd</sup> quarter;
- Approximately 172.31 grams of cocaine bought or seized this quarter;
- Approximately 12,077.27 grams of marijuana bought or seized this quarter;
- Approximately 81.37 grams of methamphetamine bought or seized this quarter.

### **Road Superintendent - Al Heiser**

Mr. Heiser presented his monthly report to include hauling gravel which is currently being assisted through seven leased trucks working with Stark County. Mr. Heiser will be getting additional assistance with funding coming out of the highway distribution fund.

Discussion was held regarding businesses that are located within Stark County gaining access to the interstate with an agreement rather than permitting. Further information will be gathered on this topic and presented.

A public reminder was raised that the weed cutting deadline is October 15<sup>th</sup>.

Mr. Heiser is requesting to add flooring to the new storage building for future heating.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To authorize the road department to proceed with the storage facility floor.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Mr. Heiser presented an out-of-state travel request and invited two Commissioners to the annual road conference October 17-19 in South Dakota.

**MOTION BY:** Commissioner Hoff      **SECOND BY:** Commissioner Franchuk

To approve the out-of-state travel request as presented.

**DISPOSITION:** Motion carried

### **County Engineer – Justin Hyndman**

Mr. Hyndman provided the following monthly report:

- 43<sup>rd</sup> St SW Bull Cr Structure 45-106-15.0 Replacement – Schwartz Construction.
- 31<sup>st</sup> Street SW Structure 45-134-03.0 Replacement – Schwartz Construction.
- South Heart road Widening – Northern Improvement.
- Courthouse Parking Lot – Winn Construction.
- Green River Bridge Structure 45-123-3.0 Replacement – Bid Nov. 7, 2017 2018 Construction.
- 99<sup>th</sup> Ave SW Thirty Mile Cr Structure 133-27.0 Replacement – Bid Dec. 5, 2017 2018 Construction.
- 119<sup>th</sup> Ave SW Structure 113-3.0 Replacement – 2018 Construction.
- 47<sup>th</sup> Street SW Structure 129-19.0, 130-19.0 and 104<sup>th</sup> Ave SW Structure 128-25.0 Replacement – Bid. March 6, 2018 with a 2018 Construction.
- 35<sup>th</sup> Street SW Green River Low Water Crossing – 2018 Construction, Field work & reports to be completed.
- 47<sup>th</sup> Street SW – Plum Creek Structure 45-142-20.0 Replacement- Bid Feb. 9, 2018 with a 2018 Construction.

- CMC 4531 Enchanted Highway Micro-Surfacing – Bid Feb 9, 2018 with a 2018 Construction.
- 119<sup>th</sup> Ave SW Structure 45-113-20.0 Replacement – Bid Nov 9, 2018 with a 2019 Construction.
- CMC 4537 Structure 45-138-21 Replacement – Bid Nov 13, 2020 with a 2021 Construction.
- 112<sup>th</sup> Ave SW (30<sup>th</sup> to 32<sup>nd</sup>) – KLJ will complete wetland monitoring.

### Steve – Request for Out-of-State Travel

Mr. Josephson requested out-of-state travel to attend a floodplain management course at the Emergency Management Institute in Maryland. Dates have not yet been decided. A concern was brought up on the amount of out of state travel.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Franchuk

To authorize the out-of-state travel request as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### Weed Control – Motion on Truck

A vehicle purchase was discussed at a previous Commission meeting. The weed department is moving forward and a request for a motion was made. Funding is available through the weed department.

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Hoff

To approve the equipment purchase as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

## Scull

Mr. Cockeram provided an updated on the courthouse expansion project.

PC34 was discussed related to 2<sup>nd</sup> floor roof access through an egress window.

**MOTION BY:** Commissioner Zander                      **SECOND BY:** Commissioner Franchuk

To approve PC34 as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Change orders G008 and G009 were presented for approval.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Zander

To approve change orders G008 and G009 as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

## **Budget Hearing Notice**

Ms. Haag advised there was only one change from the preliminary budget hearing for emergency management and the Sheriff's department. Mr. Fahlsing and Sheriff Oestreich advised that they have a full-time employee that is split 50% for each office. Due to increasing demand on the Sheriff Department's office staff it is being requested that the split position be increased to a full-time position for each office. This would result in the addition of one employee.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To approve the budget request from emergency management and the Sheriff to approve the addition of one employee.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To adopt the 2018 budget as presented with the changes presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

#### **Baker Boy – Proclamation for Manufacturing Day**

Mr. Moos advised there are over 1,500 manufacturing employees in Stark County and presented a resolution proclaiming October 4, 2017 as manufacturing day in Stark County.

**MOTION BY:** Commissioner Hoff      **SECOND BY:** Commissioner Franchuk

To adopt the resolution declaring October 4, 2017 as manufacturing day in Stark County.

**DISPOSITION:** Motion carried

#### **Sick Leave Policy – Linda**

Ms. Krebs presented changes to the employee personnel handbook sick leave policy to add verbiage regarding the eligible family member definitions to include these same persons as in-laws and remove the language “or any other family member who is financially or legally dependent upon the employee or who resides with the employee for the purpose of the employee providing care to the family member.

**MOTION BY:** Commissioner Zander      **SECOND BY:** Commissioner Hoff

To approve the amended changes to the sick leave policy as presented.

**DISPOSITION:** Motion carried

#### **Veterans – JPA**

Two joint powers agreements between Billings and Hettinger Counties and the Stark County Veteran’s Service Office were presented. It was advised that Dunn County will be handling Veteran’s Services on their own.

**MOTION BY:** Commissioner Hoff      **SECOND BY:** Commissioner Zander

To authorize the chairman to sign the joint powers agreements as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

#### **Tax Cases**

Mr. Henning provided information on a letter from the County Attorney in regards to the tax abatement case that Judge Greenwood agreed that there was no need for argument to disposition on the appeal and ruled in the favor of the Commission’s decision on the appeals.

#### **Other**

A special Planning and Zoning meeting will be held on October 11, 2017 at 10am with a special Commission Meeting to follow at 11:30am.

Commissioner Franchuk advised that the Stark County Fair Board has made the final payment to Scull Construction.

The following Miscellaneous Receipts were filed: General: \$194,410.62; 10 Mill: \$27,335.96; County Road: \$164,513.88; Highway Tax Distribution: \$288,977.53; Special Road & Bridge: \$8,212.86; Social Services: 96,994.47; Capital Improvement: \$358,178.56; County Jail: \$85,927.74; Emergency: \$2,737.62; Veteran's Service Officer: \$3,623.32; County Agent: \$6,360.94; Weed Control: \$7,445.58; 911 Revenue: \$32,854.98; Fingerprint Station: \$150.00; Traf Safety PHSPID Grant: \$1,422.41; Estimated Tax Revenue: \$2,469.35; Security/Transfer DJS Reimb: \$136.16; Victim Witness: \$17,472.97; Preservation Fee: \$18,165.00; 24/7 Fund: \$10,416.00; Other Reimbursements: \$2,408.98; Judgment Execution: \$20,836.39; 911 Equipment: \$6,359.46;

**MOTION BY:** Commissioner Hoff

**SECOND BY:** Commissioner Franchuk

To adjourn the meeting.

**DISPOSITION:** Motion carried